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RCE-72890

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to: Mail Stop RCE, Commissioner for Patents, Box 1450, Alexandria, Virginia 22313-1450

Application No. 10/079,181
Filing Date February 20, 2002
First Named Inventor Mark D. Summers, et al.
Art Unit 2835
Examiner Name Gerald P. Tolm
Attorney Docket No. 42390P13860

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction sheet for RCEs (not to be submitted to the USPTO).

1. Submission required under 37 C.F.R. § 1.114

a. Previously submitted
i. Consider the amendment(s)/reply under 37. C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
iii. Other _____

b. Enclosed
i. Amendment/Reply 09/16/2003 DTESSM1 00000158 10079181
ii. Affidavit(s)/Declaration(s) 01 FC:1801 750.00 OP
iii. Information Disclosure Statement (IDS)
iv. Other _____

2. Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months. Fee under 37 C.F.R. § 1.17(i) required)
b. Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by C.F.R. § 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666
i. RCE fee required under 37 C.F.R. § 1.17(e)
ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
iii. Processing fee under 37 CFR § 1.17(i) for Limited Suspension of Action
iv. Other _____

b. Check in the amount of \$ 750.00 enclosed
c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Michael A. Bernadicou Registration No. (Attorney/Agent) 35,934

Signature Michael A. Bernadicou Date 9/10/03

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type) Beverly Kehoe Shea

Signature Beverly Kehoe Shea Date Sept. 10, 2003



Attorney's Docket No.: 42390P13860
Confirmation No.: 7337

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)
Mark D. Summers, et al.)
Application No: 10/079,181)
Filed: February 20, 2002)
For: THERMAL SOLUTION FOR)
A MEZZANINE CARD)

)

Examiner: Tolin, Gerald P.

Art Unit: 2835

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PRELIMINARY AMENDMENT

Dear Sir:

This is in response to the Office Action mailed June 18, 2003 and the Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 filed concurrently herewith. Applicant respectfully requests the Examiner to enter this Preliminary Amendment and consider the following remarks.

FIRST-CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail with sufficient postage in an envelope addressed to Mail Stop: RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on:

September 10, 2003

Date of Deposit

Beverly Kehoe Shea

Name of Person Mailing Correspondence

Signature

September 10 2003

Date

Inventor(s): Mark D. Summers, et al.
Application No.: 10/079,181

- 1/15 -

Examiner: Tolin, Gerald P.
Art Unit: 2835